

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO. 5:08-CV-032-RLV-DCK**

**EST, LLC, Successor-in-Interest to  
ENVIRONMENTAL SCIENCE  
TECHNOLOGIES, LLC,**

**Plaintiff,**

**vs.**

**ROBERT C. SMITH, Individually, and  
WORKING CHEMICAL SOLUTIONS,  
INC.,**

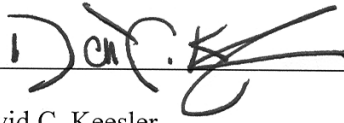
**Defendants.**

**ORDER**

**THIS MATTER IS BEFORE THE COURT** *sua sponte* regarding the status of this case. The Court notes that the undersigned issued an Order (Document No. 27) on March 31, 2009, staying the case and compelling arbitration. Plaintiff filed a Status Report (Document No. 30) on April 7, 2010, indicating that arbitration would be scheduled on or before May 31, 2010, or Plaintiff would seek appropriate relief with the Court. There has been no further action since that Status Report.

**IT IS, THEREFORE, ORDERED** that the parties shall file a stipulation of dismissal, or file a status report and **SHOW CAUSE** why this action should not be dismissed, on or before **October 20, 2010**.

Signed: October 5, 2010

  
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David C. Keesler  
United States Magistrate Judge

